

FILED  
U.S. DISTRICT COURT

2006 JUN 22 P 3 14

IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF UTAH, CENTRAL DIVISION

BY: DEPUTY CLERK

DIVERSI-PLAST PRODUCTS, INC., a  
Minnesota Corporation,

Plaintiff,

v.

BATTENS PLUS, INC., a California  
Corporation,

Defendant.

Case No. 2:04CV01005 PGC

ORDER STAYING CASE

BATTENS PLUS, INC., a California  
Corporation,

Counterclaimant,

v.

DIVERSI-PLAST PRODUCTS, INC., a  
Minnesota Corporation,

Counter-Defendant.

The parties stipulate to and request the entry of an Order staying the present matter until such time that there is a resolution before the United States Patent and Trademark Office ("USPTO") in the merged reissue and reexam proceeding for U.S. Patent No. 6,357,193 ("merged reissue and reexam proceeding"). The Court will postpone ruling on all pending motions until the resolution in the merged reissue and reexam proceeding.

The parties will report to the Court with the status of the merged reissue and reexam proceeding on December 8, 2006 or within two weeks of resolution in the merged

reissue and reexam proceeding, whichever occurs first.

The Court, having considered the parties' request, grants and adopts the parties' foregoing Stipulation and Order as an order of the Court and hereby and accordingly stays this matter.

IT IS SO ORDERED this 22nd day of June, 2006, by the  
United States District Court, District of Utah.



The Honorable Paul G. Cassell  
United States District Judge, District of Utah